IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.335 of 2007

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Arjun Ram

.... Appellant

Versus

State Of Bihar

.... Respondent

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

4 10-10-2012 The sole appellant was convicted and sentenced for the offence punishable under Section 354 of the Indian Penal Code by judgment and order dated 08.03.2007 passed in Sessions Trial No.75 of 2005/191 of 2006/425 of 2006 by the learned Additional District & Sessions Judge(Fast Track Court-V)Aurangabad.

Earlier an affidavit was filed on behalf of the appellant through his son in this case stating therein that the sole appellant Arjun Ram died on 30.09.2010. The death certificate issued under the signature of the Panchayat Secretary, Gram Panchayat-Beri, Block-Madanpur, District-Aurangabad has also been annexed with the affidavit. By order dated 26.07.2012, this Court had directed the Superintendent of Police, Aurangabad to get the factum of death of the appellant Arjun Ram enquired and submit a report in that regard forthwith so that an appropriate order may be passed in the case.

In compliance to the earlier order passed by this

Court, the Superintendent of Police, Aurangabad vide letter bearing no.1648 dated 01.10.2012 has reported that on enquiry conducted by the Officer-in-Charge, Madanpur police station, it was found that the appellant is already dead. The report of the Superintendent of Police, Aurangabad as well as a copy of the enquiry report of the Officer-in-Charge, Madanpur is on record.

In that view of the matter, the present appeal abates.

(Ashwani Kumar Singh, J)

B.Kr./-